



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
MEARS ET AL.)
)
Serial No. **10/647,069**) Examiner: **Wael M. FAHMY**
Confirmation No. **9700**)
Filing Date: **AUGUST 22, 2003**) Art Unit: **2814**
)
For: **SEMICONDUCTOR DEVICE INCLUDING**) Attorney Docket No. **62602**
MOSFET HAVING BAND-ENGINEERED)
SUPERLATTICE)
)

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant responds to the Notice of Non-Compliant Amendment under 37 CFR 1.121, mailed March 10, 2004, which stated that each claim has not been provided with the proper status identifier ("amended" was used instead of "currently amended"). Applicant submits a new Amendment that substitutes for the old Amendment. The new Amendment specifically identifies Claims 11, 29 and 40 as "currently amended."

No fees are necessary because Applicant was given a one-month period of time to respond. Although only the corrected section of the Non-Compliant Amendment must be resubmitted (in its entirety), e.g., the entire "amendments to the claims" section, Applicant has submitted the entire Amendment with the corrected format for purposes of consistency.

In re Patent Application of:

MEARS ET AL.

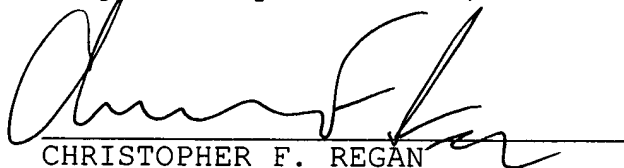
Serial No. **10/647,069**

Confirmation No. **9700**

Filing Date: **8/22/03**

If the Examiner has any questions, the undersigned attorney would appreciate a telephone call.

Respectfully submitted,



CHRISTOPHER F. REGAN

Reg. No. 34,906

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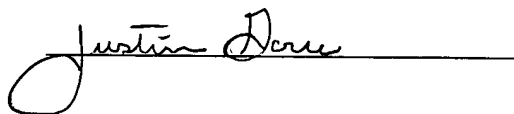
407-841-2330

407-841-2343 fax

Attorney for Applicants

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16th day of March, 2004.





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PRELIMINARY AMENDMENT

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to the calculation of fees and examination of
the present application, please enter the amendments and remarks
set out below.